

## CERTIFICATE OF FACSIMILE TRANSMISSION

I hereby certify that this paper and every paper referred to therein is being facsimile transmitted to: Commissioner of Patents and Trademarks, Washington, D.C. 20231, as follows:

Attention: Examiner Josephine Young  
Facsimile No. (703) 305-3014

on April 10, 2003

Lawrence W. Jones  
Lawrence W. Jones

The Commissioner is authorized to charge any deficiency or credit any excess in this fee to Deposit Account No. 04-0400

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GROUP 1600

Customer No.:



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PATENT TRADEMARK OFFICE

Docket No.: 1252/1G348US1

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re application of: Umashanker SAMPATH, Joseph A. TOCE, and Sourena NAJJ

Serial No.: 09/853,047

Confirmation No.: 5094

Group Art Unit: 1623

Filed: May 9, 2001

Examiner: Josephine YOUNG

For: POLYMERIC COMPOUNDS USEFUL AS PRODRUGS

**RESPONSE TO OFFICE ACTION**

Hon. Commissioner of  
Patents and Trademarks  
Washington, DC 20231

Sir:

In response to the Office Action mailed March 10, 2003, applicants elect Species

Group (B), wherein R<sup>1</sup> is a pharmaceutically active nucleoside or nucleoside analog. All

previously elected Group I claims (claims 1-9 and 13-20) read on the elected species.

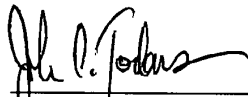
As noted in the Office Action, upon the allowance of a generic claim an applicant will be entitled to consideration of claims to additional species which are written in dependent form or otherwise include all the limitations of an allowed generic claim as provided by 37 C.F.R. §1.141.

The Examiner is thanked for the courtesies extended during the telephone conference of today, April 10, with the undersigned and the lead inventor UmaShanker Sampath, Ph.D. As discussed during the telephone conference, the Examiner is requested to consider the traversal of the restriction requirement presented in the February 10 Response to Restriction Requirement, and to permit prosecution of Group I and Group V claims in this application.

Favorable action is earnestly solicited.

Respectfully submitted,

Date: April 10, 2003

  
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